

## JOURNAL OF THE HOUSE.

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Thursday, August 25, 2005.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

God of Goodness and Truth, at the beginning of each day our intention and desire are to serve You and the people who depend upon our mature and responsible decisions. Often we find it difficult in our changing and diverse communities to obtain accurate and current information in our search for fair and reasonable legislative options. Your assistance and our good sense enables us to value wisdom more than craft, patience more than impulse, thoughtfulness more than emotionalism and kindness more than assertiveness. Inspire us to seek common goals which best serve the common good now and in the future years to come.

Prayer.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Pledge of  
allegiance.

### *Distinguished Guest.*

During the Session, the Chair (Mr. Donato of Medford) declared a brief recess; and introduced Mr. Marco Cerase. A citizen of Rome, Italy, Mr. Cerase was visiting Massachusetts while on leave from the Italian Federal Chamber of Deputies where he serves as Chief Counselor. A published author on the subject of Constitution, parliamentary and criminal law, Mr. Cerase holds a law degree from the University of Rome and a doctorate in criminal law. He was the guest of Representative DeLeo of Winthrop.

Mr. Marco  
Cerase of  
Rome, Italy.

### *Resolutions.*

Resolutions (filed with the Clerk by Messrs. Webster of Hanson and O'Brien of Kingston) congratulating Richard B. Pina on his retirement from the Kingston Police Department, were referred, under Rule 85, to the committee on Rules.

Richard B.  
Pina.

Mr. Scaccia of Boston, for the committee on Rules, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Ms. Wolf of Cambridge, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

### *Communication.*

A communication from the Commissioner of Banks (under the provisions of Section 2A of Chapter 167 of the General Laws) submitting

Deceptive  
practices,  
regulations.

proposed regulations governing unfair and deceptive practices in consumer transactions (House, No. 4351) was referred to the committee on State Administration and Regulatory Oversight. Sent to the Senate for concurrence.

*Petition.*

Fairhaven,  
Sivalai  
Thai  
Cuisine.

Mr. Straus of Mattapoisett presented a petition (accompanied by bill, House, No. 4350) of William M. Straus and others (by vote of the town) relative to authorizing the town of Fairhaven to issue a license for the sale of wine and malt beverages to Chris Boonprasert, doing business as Sivalai Thai Cuisine; and the same was referred to the committee on Consumer Protection and Professional Licensure. Sent to the Senate for concurrence.

*Papers from the Senate.*

Jason  
Monteiro,  
sick leave  
bank.

The House Bill establishing a sick leave bank for Jason Monteiro, an employee of the Department of Correction (House, No. 2607) came from the Senate passed to be engrossed, in concurrence, with an amendment adding at the end thereof the following sentence: "Whenever Jason Monteiro terminates employment with the department or requests to dissolve the sick leave bank, the balance of sick leave shall be transferred to the extended illness leave bank."

Under suspension of Rule 35, on motion of Ms. Forry of Boston, the amendment (reported by the committee on Bills in the Third Reading to be correctly drawn) was considered forthwith; and it was adopted, in concurrence.

Braintree,  
town  
manager.

A Bill establishing a town manager for the town of Braintree (Senate, No. 2157) (on Senate, No. 2139), passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Human  
service  
workers,  
tuition  
waivers.

A report of the committee on Education, asking to be discharged from further consideration of the petition (accompanied by bill, Senate, No. 293) of Robert A. Antonioni and Brian Knuuttila for legislation relative to tuition waivers for human services workers, and recommending that the same be referred to the committee on Higher Education,— accepted by the Senate, was considered forthwith, under Rule 42; and it was accepted, in concurrence.

Randolph,  
town  
meeting  
member.

A petition (accompanied by bill, Senate, No. 2184) of Brian A. Joyce, Joseph R. Driscoll, Walter F. Timilty and Bruce J. Ayers (by vote of the town) for legislation relative to the town of Randolph, town meeting membership, was referred, in concurrence, to the committee on Municipalities and Regional Government.

*Reports of Committees.*

Benjamin  
Joress,  
civil service.

By Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of Deborah D. Blumer for

legislation to authorize Benjamin Joress to file a civil service application for the position of police officer, notwithstanding the minimum age requirements. Under suspension of the rules, on motion of Ms. Wolf of Cambridge, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill relative to a voting precinct in the city of Haverhill (House, No. 4101) be scheduled for consideration by the House.

Haverhill,  
voting  
precinct.

Under suspension of the rules, on motion of Ms. Wolf of Cambridge, the bill was read a second and (having been reported by the committee on Bills in the Third Reading to be correctly drawn) a third time forthwith; and it was passed to be engrossed, its title having been changed by said committee to read: An Act establishing a voting precinct in the city of Haverhill. Sent to the Senate for concurrence.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the Senate Bill authorizing the town of Oxford to grant an additional license for the sale of all alcoholic beverages to be drunk on the premises (Senate, No. 2161) be scheduled for consideration by the House.

Oxford,  
liquor  
license.

Under suspension of Rule 7A, on motion of Ms. Wolf of Cambridge, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the Senate Bill granting certain retirement and health insurance benefits to Dale S. Prentiss (Senate, No. 2175) be scheduled for consideration by the House.

Dale S.  
Prentiss.

Under suspension of Rule 7A, on motion of Ms. Wolf of Cambridge, the bill was read a second time forthwith; and it was ordered to a third reading.

*Engrossed Bills.*

The engrossed Bill establishing a voting precinct in the city of Peabody (see House, No. 3415, amended) (which originated in the House) (which had been returned by His Excellency the Governor with recommendation of amendment), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be re-enacted, without amendment OR in its amended form; and it was signed by the acting Speaker and sent to the Senate.

Bill  
re-enacted.

The engrossed Bill establishing the Hatfield Economic Development Corporation (see Senate, No. 2153) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill  
enacted.

*Orders of the Day.*

Third  
reading  
bills.

## House bills

Authorizing the retirement of Zanaida Flores of the Boston Police Department (House, No. 4120) (its title having been changed by the committee on Bills in the Third Reading); and

Relative to the charter of the town of Millis (House, No. 4243);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

*Order.*

Next  
sitting.

On motion of Mr. DiMasi of Boston,—

*Ordered*, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

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At twenty-seven minutes after eleven o'clock A.M., on motion of Mr. DeLeo of Winthrop (Mr. Donato of Medford being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M., in an Informal Session.